

AN ORDINANCE relating to amending the Town building and construction ordinance to repeal the current Title 15 and insertion of its contents into Title 16 by amendment, and by revision of various sections of Title 16, Land Use and Development of the Kittery Town Code, as more particularly set forth herein.

WHEREAS, The Kittery Town Council is authorized to enact this Ordinance, as specified in Section 2.07 (3) of the Town Charter and 30-A M.R.S. §3001, pursuant to its powers that authorize the town, under certain circumstances, to provide for the public health, safety and welfare, not intending for Ordinance to conflict with any existing state or federal laws; and

WHEREAS, the Town Council intends, through the adoption of this Ordinance, that no substantive change occurs to the requirements of the present Title 15, and that its requirements are placed in the Land Use and Development Code in a more logical and related setting;

WHEREAS, the Council finds a single Title of the Town Code addressing all requirements for land use and development efficacious and supportive if improved processes; and

WHEREAS, the Council wishes to revise Title 16 to correct various administrative issues for clarity and accuracy; define features of Title 16 for better understanding of its intentions regarding nonconformance; promote desired improvements to the transportation and circulation system; and, to relocate and update related Schedules of Town Code Appendix A, Fee Schedule accordingly.

NOW THEREFORE, IN ACCORDANCE WITH TITLE 30-A, M.R.S. §3001, AND TOWN CHARTER SECTION 2.14:

Motion 1: THE TOWN OF KITTERY HEREBY ORDAINS REPEAL OF TITLE 15 IN ITS ENTIRETY. (MOTION ON THE FLOOR)

Motion 2: THE TOWN OF KITTERY HEREBY ORDAINS THE FOLLOWING ORDINANCES TO BE CODIFIED IN THE TOWN CODE, AMENDING AND REVISING TITLE 16, AS PRESENTED.

Motion 3: (Upon Ordainment above) MOVE TO APPROVE REVISIONS TO TOWN CODE APPENDIX A, AS PRESENTED.

Approved as to form: {NAME}, Town Attorney

INTRODUCED and read in a public session of the Town Council on the ____ day of _____, 20____, by: _____ {NAME} Motion to approve by Councilor _____ {NAME}, as seconded by Councilor _____ {NAME} and passed by a vote of _____.

THIS ORDINANCE IS DULY AND PROPERLY ORDAINED by the Town Council of Kittery, Maine on the ____ day of _____, 20____, _____ {NAME}, Chairperson

Attest: {NAME}, Town Clerk